

1 NICHOLAS A. TRUTANICH

United States Attorney

2 District of Nevada

Nevada Bar Number 13644

3 ANDOLYN JOHNSON

Assistant United States Attorney

4 Nevada Bar Number 14723

400 S. Virginia Street, Suite 900

5 Reno, NV 89501

(775) 784-5438

6 Andolyn.Johnson@usdoj.gov

7 *Representing the United States of America*

8
9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 United States of America,

11 Plaintiff,

12 v.

13 Jose Mora-Silva and

14 Dagoberto Mora-Silva,

15 Defendants.

3:18-CR-00055-MMD-WGC

**Motion to Dismiss the Indictment
With Prejudice**

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18 The Indictment in this case charges the defendant Jose Mora-Silva with one count
19 of Possession of a Firearm by a Prohibited Person, in violation of 18 U.S.C. §§ 922(g)(5)(A)
20 and 924(a)(2), and charges the defendant Dagoberto Mora-Silva with two counts of Aiding
21 and Abetting Possession of a Firearm by a Prohibited Person, in violation of 18 U.S.C. §§
22 922(g)(1), 922(g)(5)(A), 924(a)(2), and 18 U.S.C. § 2.

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1 Pursuant to Federal Rule of Criminal Procedure 48(a) and in the interest of justice,
2 the government hereby moves for leave of Court to dismiss the Indictment against
3 defendants Jose Mora-Silva and Dagoberto Mora-Silva with prejudice.

4 Respectfully submitted this 25th day of February, 2020.

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6 NICHOLAS A. TRUTANICH
United States Attorney

7 /s/ Andolyn Johnson
8 ANDOLYN JOHNSON
Assistant United States Attorney
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1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 United States of America,

4 Plaintiff,

5 v.

6 Jose Mora-Silva and
Dagoberto Mora-Silva,

7 Defendants.
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3:18-CR-00055-MMD-WGC

**Order Granting
Motion to Dismiss the Indictment With
Prejudice**

9 Pursuant to Federal Rule of Criminal Procedure 48(a) and in the interest of justice,
10 and upon leave of Court, the United States hereby dismisses with prejudice the Indictment
11 against defendant Jose Mora-Silva and defendant Dagoberto Mora-Silva.

12 NICHOLAS A. TRUTANICH
13 United States Attorney

14 /s/ Andolyn Johnson
15 ANDOLYN JOHNSON
Assistant United States Attorney

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17 Leave of Court is granted for the filing of the above dismissal.

18 DATED this 25th day of February, 2020.

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21 HONORABLE MIRANDA M. DU
United States Chief District Judge
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CERTIFICATE OF SERVICE

It is hereby certified that pursuant to LCR 47-4 service of the foregoing **Motion to Dismiss the Indictment with Prejudice** was made through the Court's electronic filing and notice system (CM/ECF) to the following

Michael J. Kennedy, Esq.
michael@mjkennedylaw.com
Counsel for Dagoberto Mora-Silva

Lee Hotchkin, Jr., Esq.
lthotch@sbcglobal.net
Counsel for Jose Mora-Silva

Dated: February 25, 2020

/s/ Andolyn Johnson
ANDOLYN JOHNSON
Assistant United States Attorney